

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7140

BILL NUMBER: SB 315

DATE PREPARED: Jan 1, 2002

BILL AMENDED:

SUBJECT: Marion County Small Claims Court Fees.

FISCAL ANALYST: Mark Goodpaster

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FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires the Marion County Small Claims Court to collect a document fee, an automated record keeping fee, and a late fee.

Effective Date: July 1, 2002.

Explanation of State Expenditures:

Explanation of State Revenues: The Automated Record Fee is \$2. Based on annual filings of 74,000 in Marion County's small claims courts and a 100% collection rate, this bill could generate an additional \$148,000. Proceeds from the automated record keeping fee are deposited in the State User Fee Fund. A residual of the State User Fee Fund is transferred into the Judicial Technology and Automation Project Fund. The fund is used for financing improvements in the automation of information for the state court system. Because this fund was established in July 1, 2001, limited information is available on the fund's current balance.

Explanation of Local Expenditures:

Explanation of Local Revenues: The Document Fee is \$2. Based on annual filings of 74,000 in Marion County's small claims courts and a 100% collection rate, this bill could generate an additional \$148,000. Proceeds from this fee are deposited in the Clerk's Record Perpetuation Fund to preserve court records and improve record keeping systems and equipment.

A late fee of \$25 would be charged when a plaintiff or defendant fail to pay any fees before a court-imposed deadline. Proceeds from any late fees would also be deposited in the Clerk's Record Perpetuation Fund.

State Agencies Affected: Auditor of the State.

Local Agencies Affected: Marion County small claims courts.

Information Sources: *2000 Indiana Judicial Report.*